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8                   UNITED STATES DISTRICT COURT  
9                   WESTERN DISTRICT OF WASHINGTON  
10                  AT TACOMA

11                  DIONIZIY KORNUTA,

12                  Plaintiff,

13                  v.

14                  DOUG LANE, in his official and individual  
15                  capacity

16                  Defendant.

Case No. C07-5393 FDB

ORDER ON MOTION TO  
WITHDRAW AS COUNSEL

17                  Plaintiff's counsel moves to withdraw and shows that proper notifications to his client and  
18 opposing counsel have been made. No objection to the motion to withdraw has been filed. Before  
19 counsel will be allowed to withdraw, however, Plaintiff must advise the Court by filing a document  
20 stating whether he intends to proceed pro se (representing himself) or whether he will employ new  
21 counsel.

22                  ACCORDINGLY;

23                  IT IS ORDERED:

24                  (1)       Motion of Brett A. Purtzer and the Law Offices of Monte E. Hester, Inc., P.S. to  
25                          withdraw as counsel for Plaintiff [Dkt. #22] is **GRANTED, AS MODIFIED.**

26                  ORDER - 1

Counsel for Plaintiff may withdraw on October 31, 2008, or on an earlier date in the event Plaintiff obtains substitute counsel or indicates an intention to proceed *pro se*.

(2) Plaintiff shall have until October 31, 2008 to employ new counsel, who shall appear on or before that date. If Plaintiff does not employ new counsel, Plaintiff shall advise the Court on or before October 31, 2008 whether Plaintiff intends to proceed *pro se* or whether this action shall be deemed abandoned.

(4) All existing pretrial dates remain in force unless otherwise ordered by the Court.

DATED this 14<sup>th</sup> day of October, 2008.

  
FRANKLIN D. BURGESS  
UNITED STATES DISTRICT JUDGE